

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

FRIDAY, THE SIXTH DAY OF FEBRUARY
TWO THOUSAND AND FOUR

:PRESENT:

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 2191 of 2004

Between:

- 1 Maddali Jayasree, W/o.M.Santhakumar,
D.No.17-304-5/6, Chowdaripeta,
Gudivada,Krishna Dist.
- 2 Potharlanka Kannakadurga, W/o.P.Raghavulu,
D.No.17-304-5/7, Chowdaripeta,
Gudivada,Krishna Dist.
- 3 Gurram Francis, S/o.G.Yobu,
D.No.17-304-5/8, Chowdaripeta,
Gudivada,Krishna Dist.
- 4 Medanki Kukari, W/o.M.Venkateswara Rao,(Late)
D.No.17-304-5/9, Chowdaripeta,
Gudivada,Krishna Dist.
- 5 Dathi Bayamma, W/o.D.Thatha Rao,
D.No.17-304-5/10, Chowdaripeta,
Gudivada,Krishna Dist.
- 6 Talari Koteswara Rao, S/o.T.Chinna Venkatesh,
D.No.17-304-5/11, Chowdaripeta,
Gudivada,Krishna Dist.
- 7 Natha Naga Bhushanam, S/o.N.Sundara Rao,
D.No.17-304-5/12, Chowdaripeta,
Gudivada,Krishna Dist.
- 8 Tellakula Gangaiah, s/o.T.Subbaiah,
D.No.17-304-5/12, Chowdaripeta,
Gudivada,Krishna Dist.
- 9 Kundarajula Koteswara Rao, S/o.K.Rama Rao,
D.No.17-304-5/13, Chowdaripeta,
Gudivada,Krishna Dist.
- 10 Uppuluri Srinivasa Rao, S/o.U.Venata Rathnam,
D.No.17-304-5/15, Chowdaripeta,
Gudivada,Krishna Dist.
- 11 Gantasala Jamuna Rani, W/o.G.Mohan Rao,
D.No.17-304-5/14, Chowdaripeta,
Gudivada,Krishna Dist.
- 12 Kammam Santha Kumari, W/o.K.Murali Babu,
D.No.17-304-5/17, Chowdaripeta,
Gudivada,Krishna Dist.
- 13 Kaki Ashirvadam, S/o.K.Kotaiah,
D.No.17-304-5/18-2, Chowdaripeta,
Gudivada,Krishna Dist.
- 14 Chattragadda Sai Rambabu, S/o.Ch.Sitaramaiah,
D.No.17-304-5/18, Chowdaripeta,
Gudivada,Krishna Dist.
- 15 Peaala Ravappa, S/o.P.Yesupadam,

D.No.17-304-5/18-1, Chowdaripeta,
Gudivada,Krishna Dist.
16 Karrae Suma, W/o.K.Nagandramu,
D.No.17-304-5/18-3 Chowdaripeta,
Gudivada,Krishna Dist.

..... Petitioners

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AND

- 1 The Estate officer & Additional Divisional, Railway Manager, South Central Railway, Vijayawada, Krishna Dist.
- 2 The Dist. Collector, Machilipatnam, Krishna Dist.

Respondent(s)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, more particularly one in the nature of writ of Mandamus, declaring the action of the respondent in resorting to summary eviction of the petitioners, under the public premises Act by issuing the impugned notice dated 20-12-2003 issued by the 1st respondent without providing any alternative sites for us and without granting any reasonable time for making alternative arrangement as arbitrary illegal and the impugned order dt.22-12-2003 is without jurisdiction and consequently direct the respondents not to vacate us till a suitable alternative accommodation is provided to the petitioners.

The writ petition coming on for orders upon perusing the petition and affidavit and upon hearing the arguments of Mr. Posani Venkateswarlu , Advocate for Petitioners and of Mr.Gouri Shankar Sahghi, Advocate for Respondent No.1 and of G.P for Revenue on behalf of Respondent No.2 and the court made the following.

ORDER

Post on 12-2-04.

Learned standing counsel shall make available the records relating to service of notice under Section 4. Till then there shall be stay of all further proceedings.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Estate Officer & Additional Divisional Railway Manager, South

- Central Railway, Vijayawada, Krishna District
2. The District Collector, Mdachilipatnam, Krishna District
 3. Two CC's to G.P for Revenue, High Court of A.P., Hyderabad (OUT)
 4. One Spare Copy

Skm

HIGH COURT

DATE: 6-2-2004

NOTE: POSTON 12-02-2004

WP.NO. 2191/2004

DIRECTION

SKM

DRAFTED ON: 7-2-2004

HIGH COURT

AGR,J

DATE: 6-2-2004

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NOTE: POSTON 12-02-2004

WP.NO. 2191/2004

DIRECTION